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U. S. DISTRICT COURT
EASTERN DISTRICT OF MO
ST. LOUIS

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
DIVISION

Plaintiff(s), DEREX BROOKS

v.

Case No. 200J-0657-7018102619
(to be assigned by Clerk of District Court)

DEPARTMENT of VETERANS AFFAIRS
ST LOUIS VA HEALTH CARE SYSTEM
JOHN COCHRAN DIVISION
ST LOUIS MO 63016

JURY TRIAL DEMANDED

YES ☐ NO ☐

Defendant(s). (Enter above the full name(s)
of all defendants in this lawsuit. Please
attach additional sheets if necessary.)

EMPLOYMENT DISCRIMINATION COMPLAINT

1. This employment discrimination lawsuit is based on (check only those that apply):

____ Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §§ 2000e, *et seq.*, for employment discrimination on the basis of race, color, religion, gender, or national origin.

NOTE: In order to bring suit in federal district court under Title VII, you must first obtain a right-to-sue letter from the Equal Employment Opportunity Commission.

____ Age Discrimination in Employment Act of 1967, as amended, 29 U.S.C. §§ 621, *et seq.*, for employment discrimination on the basis of age (age 40 or older).

NOTE: In order to bring suit in federal district court under the Age Discrimination in Employment Act, you must first file charges with the Equal Employment Opportunity Commission.

____ Americans with Disabilities Act of 1990, as amended, 42 U.S.C. §§ 12101, *et seq.*, for employment discrimination on the basis of disability.

NOTE: In order to bring suit in federal district court under the Americans with Disabilities Act, you must first obtain a right-to-sue letter from the Equal Employment Opportunity Commission.

Rehabilitation Act of 1973, as amended, 29 U.S.C. §§ 701, *et seq.*, for employment discrimination on the basis of a disability by an employer which constitutes a program or activity receiving federal financial assistance.

NOTE: *In order to bring suit in federal district court under the Rehabilitation Act of 1973, you must first file charges with the appropriate Equal Employment Office representative or agency.*

Other (Describe)

PARTIES

2. Plaintiff's name: DEREK BROOKS

Plaintiff's address: 2715 CENTER ST Apt C
Street address or P.O. Box

GRANITE CITY IL 62040
City/ County/ State/Zip Code

1-314-755-2240
Area code and telephone number

3. Defendant's name: SECRETARY DEPARTMENT OF VETERANS AFFAIR

Defendant's address: 915 NORTH GRAND BLVD
Street address or P.O. Box

ST LOUIS MO 63106
City/County/State/ Zip Code

1-314-652-4100
Area code and telephone number

NOTE: IF THERE ARE ADDITIONAL PLAINTIFFS OR DEFENDANTS, PLEASE PROVIDE THEIR NAMES, ADDRESSES AND TELEPHONE NUMBERS ON A SEPARATE SHEET OF PAPER.

4. If you are claiming that the discriminatory conduct occurred at a different location, please provide the following information:

915 North GRAND Blvd ST LOUIS MO 63106
(Street Address) (City/County) (State) (Zip Code)

5. When did the discrimination occur? Please give the date or time period:

OCT 19 2018

ADMINISTRATIVE PROCEDURES

6. Did you file a charge of discrimination against the defendant(s) with the Missouri Commission on Human Rights?

☐ Yes Date filed: _____
☒ No

7. Did you file a charge of discrimination against the defendant(s) with the Equal Employment Opportunity Commission or other federal agency?

☒ Yes Date filed: 2-23-2018
☐ No

8. Have you received a Notice of Right-to-Sue Letter?

☒ Yes ☐ No

If yes, please attach a copy of the letter to this complaint.

9. If you are claiming age discrimination, check one of the following:

____ 60 days or more have passed since I filed my charge of age discrimination with the Equal Employment Opportunity Commission.

____ fewer than 60 days have passed since I filed my charge of age discrimination with the Equal Employment Opportunity Commission.

NATURE OF THE CASE

10. The conduct complained of in this lawsuit involves (check only those that apply):

- ☐ failure to hire me
- ☒ termination of my employment
- ☐ failure to promote me
- ☐ failure to accommodate my disability
- ☐ terms and conditions of my employment differ from those of similar employees
- ☒ retaliation
- ☒ harassment
- ☐ other conduct (specify):
disability

Did you complain about this same conduct in your charge of discrimination?

☒ Yes

☐ No

11. I believe that I was discriminated against because of my (check all that apply):

- ☒ race
☐ religion
☐ national origin
☐ color
☐ gender
☒ disability
☐ age (birth year is: _____)
☐ other:

Did you state the same reason(s) in your charge of discrimination?

☒ Yes ☐ No

12. State here, as briefly and clearly as possible, the essential facts of your claim. Describe specifically the conduct that you believe is discriminatory and describe how each defendant is involved in the conduct. Take time to organize your statement; you may use numbered paragraphs if you find it helpful. It is not necessary to make legal arguments, or to cite cases or statutes.

1. DEFAMATION OF CHARACTER

A. SUPERVISOR claim it was OVER HEARD ME (DEREK BROOKS CALLING HIM A PROFOUND NAME, I HAVE STATEMENTS FROM CO-WORKERS SAYING THEY NEVER HEARD ME SAY ANYTHING LIKE SPECIFICALLY TO THAT SUPERVISOR, SUPERVISOR NAME IS MICHAEL BOCK.

MICHAEL BOCK IS KNOWN FOR TARGETING AFRICAN AMERICANS (BLACK) ON JAN 30 2018 MICHAEL BOCK CLAIMED IT WAS OVERHEARD ME CALL HIM A 'FAGGOT'

(Continue to page 6, if additional space is needed.)

SEE: ATTACH: IS STATEMENTS OF WITNESSES
5

ON Oct 19 2018.

1. I MR DEREK BROOKS WAS ASSAULTED BY SUPERVISOR TED WALKER

A. I WAS hit in the throat

2. After the assault I was then put back into a hostile environment where I still worked around that supervisor

A-I MR BROOKS HAVE PTSD, my Diagnosis came from the military

B: After working around him I was afraid.

3. Management NEVER SEEM fit to transfer me from that environment NOR TED WALKER Supervisor

SEE ATTACH forms.

4. Due my disability and mental state I was forced to work in an Hostile Environment.

5. ALSO AFTER Oct 19, 2018 Incident, Management

(Attach additional sheets as necessary)

VIOLATED the master agreement and VA policies

SEE Attached:

13. The acts set forth in paragraph 12 of this complaint:

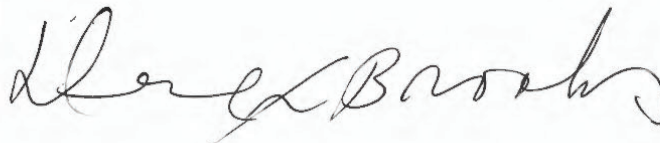
- ☐ are still being committed by the defendant.
☐ are no longer being committed by the defendant.
☐ may still be being committed by the defendant.

REQUEST FOR RELIEF

State briefly and exactly what you want the Court to do for you. Make no legal arguments;
cite no cases or statutes.

I DEREK BROOKS would like the court to
1. GET MY JOB BACK
2. I would like to be made whole
3. AND to obtain all monetary that
has been lost
4. TO buy back all military time

14. Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule



I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 1 day of November, 2018.

Signature of Plaintiff

A handwritten signature in black ink, appearing to read "L. P. Brock", written over a horizontal line.